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7 UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF WASHINGTON

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 BRANDON EFRAIN PONCE-LOMELI

13 Defendant. 

Case No.: 4:24-MJ-07016-ACE

Motion for Detention

14 The United States moves for pretrial detention of Defendant, pursuant to 18  
15 U.S.C. § 3142(e) and (f).

16 1. Eligibility of Case

17 This case is eligible for a detention order because the case involves (check  
18 one or more):

19 ☐ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which  
20 includes any felony under Chapter 77, 109A, 110 and 117);

21 ☐ A violation of 18 U.S.C. § 1591;

- 1        ☐ An offense listed in 18 U.S.C. § 2332b(g)(5)(B) with maximum  
2  
3 penalty of 10 years or more;  
4        ☐ Maximum penalty of life imprisonment or death;  
5  
6        ☒ Drug offense with maximum penalty of 10 years or more;  
7  
8        ☐ Felony, with two prior convictions in above categories;  
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10        ☐ Felony that involves a minor victim or that involves the possession or  
11 use of a firearm or destructive device as those terms are defined in 18 U.S.C. §  
12 921, or any other dangerous weapon, or involves a failure to register under 18  
13 U.S.C. § 2250;  
14  
15        ☐ Serious risk Defendant will flee (as specified below); or  
16        ☐ Serious risk obstruction of justice (as specified below).  
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22        2.    Reason for Detention  
23

24        The Court should detain Defendant because there is no condition or  
25 combination of conditions which will reasonably assure (check one or both):

- 26        ☒ Defendant's appearance as required; or  
27  
28        ☒ Safety of any other person and the community.

3. Rebuttable Presumption.

The United States

☒ will

☐ will not

invoke the rebuttable presumption against Defendant under 18 U.S.C. § 3142(e).

If the United States is invoking the presumption, it applies because there is probable cause to believe Defendant committed:

☒ Drug offense with maximum penalty of 10 years or more;

☐ An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

☐ An offense under 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed;

☐ An offense under chapter 77 of Title 18, United States Code, for which a maximum term of imprisonment of 20 years or more is prescribed;

☐ An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425;

☐ Other circumstances as defined in 18 U.S.C. § 3142(e)(2).

1       4.     Time for Detention Hearing

2     The United States requests that the Court conduct the detention hearing:

3       ☒     At the first appearance, or

4  
5       ☐     After a continuance of three days.

6       5.     No Contact Order

7  
8     The United States further requests, in addition to pretrial confinement, that  
9     Defendant be subject to the following condition:

10  
11       Defendant shall have no contact whatsoever, direct or indirect, with any  
12     persons Defendant knows or reasonably should know are or may become a victim  
13     or potential witness in the subject investigation or prosecution. Prohibited forms of  
14     contact include, but are not limited to, telephone, mail, email, text, video, social  
15     media, and/or any contact through any third person or parties.  
16

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18       Dated: February 26, 2024

19                     Vanessa R. Waldref

20                     United States Attorney

21                     s/Brandon L. Pang

22                     Brandon L. Pang

23                     Assistant United States Attorney  
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